BEFORE

THE PUBLIC SERVICE COMMISSION OF

SOUTH CAROLINA

DOCKET NO. 2012-122-T - ORDER NO. 2012-469

JULY 11, 2012

IN RE:	Petition of the Office of Regulatory Staff for)	ORDER REVOKING
	Commission to Order a Rule to Show Cause)	CERTIFICATES
	As to Why the Certificates of Public)	
	Convenience and Necessity of Certain Motor)	
	Carriers Should Not Be Revoked for Failure)	
	to Maintain and File Evidence of Insurance)	

This matter comes before the Public Service Commission of South Carolina ("Commission") under the authority of S.C. Code Ann. §§ 58-23-10 *et seq.* and 58-4-10 *et seq.* on the Petition of the Office of Regulatory Staff ("ORS") to revoke the Certificates of Public Convenience and Necessity of certain motor carriers for failure to maintain and file evidence of insurance. ORS's Petition, containing a list of motor carriers who failed to maintain and file evidence of insurance, was submitted to the Commission on March 21, 2012.¹ A hearing was held on June 13, 2012.

At the hearing, ORS's Records Custodian in its Transportation Department, Carole Chauvin, testified that certain carriers certificated by the Commission remained out of compliance for not having filed proof of insurance with the ORS as required by S.C. Code Ann. § 58-23-910 and S.C. Code Ann. Regs. 103-170 through 103-172. In support of Chauvin's position, ORS provided a list of those carriers after the hearing as Revised Amended Exhibit A. She testified that ORS notified these carriers of their non-compliance by certified mail. However, none of the carriers appeared at the hearing.

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¹ Hearing Exhibit 1.

The Commission finds that ORS's Petition against those carriers who were in compliance with insurance requirements at the time of the hearing should be dismissed. The Commission also finds that the Certificates of those carriers who remained out of compliance with the insurance requirements of S.C. Code Ann. §58-23-910 and S.C. Code Ann. Regs. 103-170 through 103-172 at the time of the hearing, as indicated by the list of those carriers that was submitted after the hearing by ORS as Revised Amended Exhibit A, should be revoked and cancelled under the authority of S.C. Code Ann. § 58-23-320.

IT IS THEREFORE ORDERED:

The Certificates of Public Convenience and Necessity held by those non-complying motor carriers in the list submitted after the hearing as Revised Amended Exhibit A, which is attached to this Order, are revoked and cancelled. All operating rights of these carriers are null and void. Additionally, ORS's Petition against those carriers who are now in compliance is dismissed.

This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:

John E. Howard, Chairman

ATTEST:

David A. Wright, Vice Chairman

(SEAL)

Attacnment Order No. 2012-469 Docket No. 2012-122-T July 11, 2012

Revised Amended Exhibit A - June 14, 2012
Docket No. 2012-122-T
Rule to Show Cause for No Insurance

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